

JAN. 2, 2003 3:05PM

MD-108 919 854-1401

NO. 9411 P. 2/25

#9
1-14-3
Robertson
AFinal

Attorney Docket No. 5649-874

RESPONSE UNDER 37 C.F.R. § 1.116
EXPEDITED PROCEDURE - EXAMINING GROUP 2813
PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re: Hag-ju Cho

Serial No.: 09/893,035

Filed: June 27, 2001

For: METHODS OF MANUFACTURING INTEGRATED CIRCUIT DEVICES
THAT INCLUDE A METAL OXIDE LAYER DISPOSED ON ANOTHER
LAYER TO PROTECT THE OTHER LAYER FROM DIFFUSION OF
IMPURITIES AND INTEGRATED CIRCUIT DEVICES MANUFACTURED
USING SAME

Confirmation No.: 3421

Examiner: Erik J. Kielin

Group Art Unit: 2813

Date: January 2, 2003

FAX RECEIVED

Box AF
Commissioner for Patents
Washington, DC 20231

JAN 02 2003

TECHNOLOGY CENTER 2800

RESPONSE AFTER FINAL UNDER 37 C.F.R. § 1.116

Sir:

This is a full and timely response to the Final Office Action mailed October 2, 2002 that contains remarks as set forth hereafter. Independent Claim 1 stands rejected under 35 U.S.C. §102(e) as being anticipated by U. S. Patent Application Publication No. US 2001/0006835 having Kim *et al.* as inventors (hereinafter "Kim"). It is submitted that, for the purposes of 35 U.S.C. §102(e), the Kim application is not prior art against the claimed invention. In accordance with §102(e), the effective date of the Kim application is its U.S. filing date, December 19, 2000. The present application, however, claims priority to Korean Patent Application No. 00-35708, which was filed in Korea on June 27, 2000. In accordance with MPEP §201.13, an Applicant may rely on foreign priority to overcome the effects of an intervening reference. To perfect Applicant's priority claim, Applicant submits herewith a certified English translation of Korean Patent Application No. 00-35708. Therefore, Applicant respectfully submits that Claim 1 is patentable over Kim and that dependent Claims 2 - 13 are patentable for at least the reason that they depend from an allowable claim.

Independent Claim 1 also stands rejected under 35 U.S.C. §103(a) as being unpatentable over Korean Patent Publication No. 2000-25706 (hereinafter "25706 Publication" in view of U. S. Patent No. 6,203,613 to Gates *et al.* (hereinafter "Gates").

Shawn
4/20/03
1/1/03